

# MAINE STATE LEGISLATURE

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LEGISLATIVE RECORD

OF THE

# Ninetieth Legislature

OF THE

STATE OF MAINE



1941

KENNEBEC JOURNAL COMPANY

AUGUSTA, MAINE

**SENATE**

Friday, February 21, 1941.

The Senate was called to order by the President.

Prayer by the Reverend John M. Poole of Gardiner.

Journal of yesterday read and approved.

**Order**

(Out of Order)

On motion by Mr. Friend of Somerset, out of order and under suspension of the rules, it was

ORDERED, the House concurring, that when the Senate and House adjourn, they adjourn to meet on Tuesday, February 25, 1941, at 11:00 o'clock in the forenoon. (S. P. 466)

Sent down for concurrence.

Subsequently the foregoing order was returned from the House, having been read and passed in concurrence.

From the House:

Bill "An Act Relating to Falsely Assuming to be a Justice or Officer." (S. P. 94) (L. D. 98)

(In the Senate on February 18th, passed to be engrossed as amended by Committee Amendment "A".)

Comes from the House, Committee Amendment "A" indefinitely postponed; House Amendment "A" read and adopted, and the bill passed to be engrossed as amended by House Amendment "A" in non-concurrence.

In the Senate, on motion by Mr. Friend of Somerset, the bill was laid upon the table pending consideration.

Papers from the House referred in concurrence.

**House Committee Reports**

(Ought Not to Pass)

The Committee on Judiciary on Bill "An Act Relating to Collection of Poll Taxes," (H. P. 641) (L. D. 277) reported that the same ought not to pass.

Comes from the House, the bill substituted for the report.

In the Senate, on motion by Miss Laughlin of Cumberland, the bill was laid upon the table pending acceptance of the report.

The Committee on Public Health on Bill "An Act Relating to Bathing in Damariscotta Lake," (H. P.

1189) (L. D. 484) reported that leave be granted to withdraw the same.

The Committee on Judiciary on Bill "An Act to Amend the Corporate Purposes of Louis Kirstein & Sons," (H. P. 1157) (L. D. 455) reported that leave be granted to withdraw the same.

The Committee on Claims on "Resolve in Favor of Addis Keegan Funeral Director of Van Buren," (H. P. 925) reported that leave be granted to withdraw the same.

The Committee on Judiciary on Bill "An Act Relating to Time of the Closing of Polls," (H. P. 638) (L. D. 274) reported that the same ought not to pass, as matter is covered by other legislation.

The same Committee on Bill "An Act Relating to Persons Authorized to Solemnize Marriages," (H. P. 1151) (L. D. 451) reported that the same ought not to pass.

The Committee on Public Health on Bill "An Act Relating to the Practice of Barbering," (H. P. 678) (L. D. 234) reported that the same ought not to pass.

The Committee on Public Utilities on Bill "An Act to Incorporate the Knox Water District," (H. P. 20) (L. D. 15) reported that the same ought not to pass.

(On motion by Mr. Boothby of York, the bill was laid upon the table pending acceptance of the report.)

The Committee on Taxation on Bill "An Act Providing for the Exemption from Taxation of Certain Farm Animals," (H. P. 689) (L. D. 244) reported that the same ought not to pass.

Which reports were severally read and accepted in concurrence.

**Ought to Pass**

The Committee on Inland Fisheries and Game on "Resolve Regulating Fishing in Narraguagus River," (H. P. 813) (L. D. 326) reported the same in a new draft (H. P. 1566) (L. D. 903) under the same title, and that it ought to pass.

Which report was read and accepted in concurrence, the resolve read once, and Tuesday next assigned for second reading.

The Committee on Legal Affairs on Bill "An Act to Amend the Charter of the City of Auburn," (H. P. 644) (L. D. 280) reported that the same ought to pass.

Comes from the House, report read and accepted and the bill pass-

ed to be engrossed as amended by House Amendments "A" and "B".

In the Senate, the report was read and accepted in concurrence and the bill was given its first reading. House Amendment A and House Amendment B were severally read and adopted in concurrence and the bill as so amended was Tuesday next assigned for second reading.

#### Divided Committee Report

The Majority of the Committee on Judiciary on Bill "An Act to Provide Assistance to the Civil Population of England," (H. P. 637) (L. D. 273) reported that the same ought not to pass.

(Signed) Senators:

FARRIS of Kennebec  
HARVEY of York

Representatives:

HINCKLEY of South  
Portland  
PAYSON of Portland  
WILLIAMS of Bethel  
GRUA of Livermore Falls  
BRIGGS of Hampden

The Minority of the same Committee on the same subject matter reported that the same ought to pass.

(Signed) Senators:

LAUGHLIN of Cumber-  
land

Representatives:

McGLAUFLIN of Port-  
land  
MILLS of Farmington

Comes from the House, the Majority report, "Ought Not to Pass" read and accepted.

In the Senate, on motion by Miss Laughlin of Cumberland, the bill and accompanying reports were laid upon the table pending acceptance of either report.

#### Referred to Committees

The following bills were received and on recommendation by the Committee on Reference of Bills were referred to the following committees:

##### Judiciary

Mr. Boucher of Androscoggin presented Bill "An Act Amending the Financial Responsibility Law." (S. P. 467)

(650 copies ordered printed.)

Sent down for concurrence.

#### Public Health

Mr. Stilphen of Lincoln presented Bill "An Act Relating to the Appointment of Health Officers." (S. P. 466)

(650 copies ordered printed.)

Sent down for concurrence.

#### Senate Committee Reports Ought Not to Pass

Mr. Farris from the Committee on Judiciary on Bill "An Act to Provide for the Reduction of the Ad Damnum in Writs in the Superior Court," (S. P. 312) (L. D. 519) reported that the same ought not to pass.

Which report was read and accepted.

Sent down for concurrence.

#### Ought to Pass

The same Senator from the Committee on Judiciary on Bill "An Act Relating to Approval of Suits by Infants," (S. P. 307) (L. D. 514) reported that the same ought to pass.

Mr. Harvey from the same Committee on Bill "An Act Relating to Vacating Attachments," (S. P. 311) (L. D. 518) reported that the same ought to pass.

The same Senator from the same Committee on Bill "An Act Relating to Valuation and Release of Attached Property," (S. P. 313) (L. D. 520) reported that the same ought to pass.

Which reports were severally read and accepted, the bills read once and Tuesday next assigned for second reading.

#### Passed to be Engrossed

"Resolve Authorizing the Forest Commissioner to Convey Certain Land to Maxime Albert of Sinclair." (H. P. 261) (L. D. 90)

Bill "An Act Providing for the Administration and Control of Baxter State Park." (H. P. 262) (L. D. 91)

"Resolve Granting Authority to the Forestry Department to Convey Certain Land to J. C. Briggs of Caribou." (H. P. 322) (L. D. 122)

"Resolve Granting Authority to the Forestry Department to Convey Certain Land to Stanley Hinch, of Danforth." (H. P. 447) (L. D. 186)

"Resolve Regulating Fishing in Chase's Mill Stream." (H. P. 471) (L. D. 207)

Bill "An Act Relating to the Taking of Eels." (H. P. 621) (L. D. 257)

"Resolve Regulating Fishing in Ross Pond." (H. P. 627) (L. D. 263)

"Resolve Regulating Fishing in Certain Lincoln County Waters." (H. P. 628) (L. D. 264)

"Resolve Regulating Fishing in Hasting Pond." (H. P. 629) (L. D. 265)

"Resolve Regulating Fishing in Roaring Brook Pond." (H. P. 805) (L. D. 318)

"Resolve Regulating Fishing in Watchic Pond." (H. P. 812) (L. D. 325)

"Resolve Regulating Fishing in Dead River in Orland." (H. P. 815) (L. D. 328)

"Resolve Regulating Fishing in Rattlesnake Pond." (H. P. 816) (L. D. 329)

"Resolve Regulating Fishing in Granger Pond." (H. P. 817) (L. D. 330)

"Resolve Regulating Fishing in Barker Pond." (H. P. 818) (L. D. 331)

"Resolve Regulating Fishing in East and West Richardson Ponds, in Oxford County." (H. P. 853) (L. D. 295)

"Resolve Regulating Fishing in Certain Waters." (H. P. 824) (L. D. 296)

Bill "An Act to Amend the Charter of Higgins Classical Institute." (H. P. 1197) (L. D. 417)

Bill "An Act to Provide for the Surrender by Silver Ridge Plantation of its Organization." (H. P. 1502) (L. D. 817)

"Resolve Regulating Fishing in Alford's Lake and Lermond's Pond." (H. P. 1508) (L. D. 840)

Which bills and resolves were severally read a second time and passed to be engrossed in concurrence.

Bill "An Act to Exempt the American National Red Cross and Its Local Chapters from Municipal Taxation." (S. P. 56) (L. D. 11)

Bill "An Act Relative to Industrial Banks." (S. P. 81) (L. D. 67)

Bill "An Act Relating to Probation Officers for Cumberland County." (S. P. 192) (L. D. 289)

(On motion by Mr. Libby of Cumberland, the bill was tabled pending passage to be engrossed.)

Bill "An Act Relating to the State Boxing Commission." (S. P. 196) (L. D. 287)

Bill "An Act Creating the Lisbon

Municipal Court." (S. P. 247) (L. D. 402)

Bill "An Act in Regard to the Waldo County Municipal Court." (S. P. 248) (L. D. 404)

Bill "An Act Relating to the Town of Princeton Lighting District." (S. P. 270) (L. D. 413)

Bill "An Act to Amend the Workmen's Compensation Act." (S. P. 305) (L. D. 512)

Bill "An Act Relating to Amendment of Pleadings in Cases Referred under Rule of Court." (S. P. 306) (L. D. 513)

Bill "An Act Relating to the Resignation of Attorneys at Law." (S. P. 306) (L. D. 515)

Bill "An Act Authorizing and Empowering the Chief Justice of the Supreme Judicial Court to Appoint a Committee to Study the Practice and Procedure of the Supreme Judicial and Superior Courts." (S. P. 309) (L. D. 516)

Bill "An Act Relating to Expense for Treatment of Blind Persons." (S. P. 408) (L. D. 636)

Bill "An Act to Promote Cancer Control." (S. P. 411) (L. D. 639)

Bill "An Act Relating to Guides for Non-residents." (S. P. 455) (L. D. 906)

Which bills were severally read a second time and passed to be engrossed.

Sent down for concurrence.

#### Passed to be Enacted

Bill "An Act Amending the Law Relating to Purchases by the State Highway Commission and Limiting the Powers of the Council with Relation to Highway Administration." (S. P. 82) (L. D. 71)

Bill "An Act Relating to Absentee Ballots." (S. P. 118) (L. D. 153)

Bill "An Act Relating to the Recording and Copying of Public Documents." (S. P. 132) (L. D. 221)

Bill "An Act to Authorize the Charging off of Uncollectable Accounts." (S. P. 153) (L. D. 222)

Bill "An Act Relating to Katahdin Wild Life Sanctuary. Formerly Called Katahdin Game Preserve, and Enlarging Same." (H. P. 245) (L. D. 84)

Bill "An Act to Extend the Charter of the Central Aroostook Railway Company." (H. P. 352) (L. D. 139)

**Finally Passed**

"Resolve, Regulating Fishing in Swan Pond." (H. P. 300) (L. D. 110)

"Resolve Regulating Fishing in Barker's Pond." (H. P. 301) (L. D. 111)

"Resolve Regulating Fishing in Hargraves Mill Pond, Dog or Mud Pond and Round Pond." (H. P. 305) (L. D. 115)

"Resolve Opening Lower Chain Lake, in Washington County, to Fishing for Pickerel." (H. P. 331) (L. D. 127)

"Resolve Opening Adams Pond to Fishing." (H. P. 335) (L. D. 131)

"Resolve Regulating Fishing in Sand Pond." (H. P. 422) (L. D. 171)

"Resolve Regulating Fishing in Moose Pond." (H. P. 423) (L. D. 172)

"Resolve Regulating Fishing in Moose Pond." (H. P. 424) (L. D. 173)

"Resolve Regulating Fishing in Moose Pond, Little." (H. P. 425) (L. D. 174)

**Emergency Measure**

Bill, "An Act Relating to the Port of Portland Authority." (S. P. 102) (L. D. 146)

Which bill being an emergency measure and having received the affirmative vote of 26 members of the Senate and none opposed was passed to be enacted.

**Orders of the Day**

On motion by Mr. Stilphen of Lincoln, the Senate voted to reconsider its action taken earlier in today's session whereby Bill, An Act Relating to Old Age Assistance (H. P. 1574) (L. D. 925) was referred to the Committee on Federal Relations in concurrence; and on further motion by the same Senator, the bill was laid upon the table pending reference in concurrence.

On motion by Mr. Friend of Somerset,

Adjourned until Tuesday, February 24, 1941 at 11:00 o'clock in the forenoon.